IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

TUESDAY, THE 24TH JULY 2007 / 2ND SRAVANA 1929

WP(C).No. 22578 of 2007(K)

PETITIONER:

THOMAS ABRAHAM,
DRAFT MAN GRADE I,P.H SUB DIVISION II,
THIRUVALLA.

BY ADV. SRI.LEGY ABRAHAM

RESPONDENTS:

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1. THE KERALA WATER AUTHORITY,
REPRESENTED BY ITS MANAGING DIRECTOR,
VELLAYAMBALAM,THIRUVANANTHAPURAM.

2. THE CHIEF ENGINEER (SR),
KERALA WATER AUTHORITY,VELLAYAMBALAM,
THIRUVANANTHAPURAM.

3. THE DEPUTY CHIEF ENGINEER (GL),
KERALA WATER AUTHORITY,
VELLAYAMBALAM,THIRUVANANTHAPURAM.

4. THE EXECUTIVE ENGINEER,P.H SUB DIVISION
II, KERALA WATER AUTHORITY,THIRUVALLA.

5. THE EXECUTIVE ENGINEER,IPD SUB DIVISION,
KERALA WATER AUTHORITY,CHENGANACHERRY.

6. ASSISTANT EXECUTIVE ENGINEER,
P.H SUB DIVISION-II,K.W.A THIRUVALLA,
PATHANAMTHITTA DISTRICT.

BY ADV. SRI.J.KRISHNA KUMAR, SC, KWA

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 24/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. BALAKRISHNAN NAIR, J.

W.P.(C) No.22578 of 2007-K

JUDGMENT

The petitioner is a Grade I Draftsman, working under the Kerala Water Authority. This writ petition is filed, challenging Ext.P3 order, by which he has been transferred from P.H. Sub Division, Thiruvalla to IPD Sub Division, Changanassery. He submits, he has been posted to Thiruvalla only about two months back, by Ext.P1 order dated 31.5.2007. So, the present transfer is unjustified and vitiated by mala fides. It runs counter to the transfer norms which are produced as Ext.P4.

2. There are no pleadings in the writ petition to sustain the allegation of mala fides. Further, the transfer is to a nearby place. So, no serious prejudice is caused to the petitioner. Therefore, I find that no ground has been made out, warranting interference with Ext.P3 order, under Article 226 of the Constitution of India. But, if the petitioner brings his grievance to the notice of the 1st respondent by filing a representation, the said respondent will look into the same and pass appropriate orders without delay.

The writ petition is disposed of with the above direction.

K. BALAKRISHNAN NAIR,
JUDGE.

24th July, 2007.
nm.